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7 **UNITED STATES DISTRICT COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**

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10 ARISTIDES ARGUETA GUTIERREZ,

11 Petitioner,

12 v.

13 SCOTT FRAUNHEIM,

14 Respondent.  
15

Case No. LACV 17-3003-ODW (LAL)

**ORDER ACCEPTING REPORT AND  
RECOMMENDATION OF UNITED  
STATES MAGISTRATE JUDGE**

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17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, the Magistrate Judge's  
18 Report and Recommendation, and the remaining record, and has made a *de novo* determination.

19 Accordingly, IT IS ORDERED THAT:

- 20 1. The Report and Recommendation is approved and accepted;  
21 2. Judgment be entered denying the Petition and dismissing this action with  
22 prejudice; and  
23 3. The Clerk serve copies of this Order on the parties.

24  
25 DATED: February 1, 2021  
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27 HONORABLE O. D. WRIGHT, II  
28 UNITED STATES DISTRICT JUDGE